

FILED

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

OCT 26 2001

**ERNEST MONDRAGON and
JEREMY MONDRAGON,**

Plaintiffs,

vs.

Robert M March
**CLERK
NO. CIV-01-0651 LH/WWD**

**STATE OF NEW MEXICO, ex rel.,
NEW MEXICO STATE POLICE, an
agency of the State of New Mexico;
THE CITY OF ALBUQUERQUE;
ALBUQUERQUE POLICE DEPARTMENT;
JERRY GALVIN, Albuquerque Police Chief;
OFFICER ROBERT DILLEY; and
ALBUQUERQUE POLICE OFFICERS
WHOSE TRUE NAMES ARE UNKNOWN,**

Defendants.

ORIGINAL

STIPULATION OF DISMISSAL

NOW COMES, the Plaintiff and Defendants pursuant to Fed. Rule Civ. Proc. 41(a)(1)(ii) and stipulate that an Voluntary Order to Dismiss with prejudice.

1. Plaintiffs, Ernest and Jeremy Mondragon initiated the present cause against the Defendants, the City of Albuquerque and the State of New Mexico under 42 U.S.C. §1983.
2. The Plaintiff and the Defendants by counsel of record have agreed to entry of a voluntary dismissal and a mutual release of any and all claims related hereto.
3. This case is not a class action and a receiver has not been appointed.
4. Plaintiff has not dismissed an action based on or including the same claim or claims as those presented in this suit in any other federal court.

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5. The dismissal is with prejudice.
6. An Order On Stipulation To Dismiss is attached hereto

For the Defendants:

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